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1           **IN THE COURT OF APPEALS OF THE STATE OF NEW MEXICO**

2 **BANK OF AMERICA, N.A.**  
3 **SUCCESSOR BY MERGER TO**  
4 **BAC HOME LOANS SERVICING**  
5 **LP, f/k/a COUNTRYWIDE HOME**  
6 **LOANS SERVICING LP,**

7           Plaintiff-Appellee,

8 v.

**No. A-1-CA-36323**

9 **JAMES E. NICKELL,**

10          Defendant-Appellant.

11 and

12 **JAMES E. NICKELL IRREVOCABLE**  
13 **TRUST and EL CORAZON DE SANTA FE,**

14          Defendants.

15 **APPEAL FROM THE DISTRICT COURT OF SANTA FE COUNTY**

16 **Sarah M. Singleton, District Judge**

17 Lucinda R. Silva  
18 Albuquerque, NM

19 for Appellees

20 James E. Nickell  
21 Santa Fe, NM

1 Pro Se Appellant

2 **MEMORANDUM OPINION**

3 **ZAMORA, Judge.**

4 {1} Defendant appeals the district court's adverse judgment in this foreclosure case.  
5 We issued a notice of proposed disposition proposing to affirm. Plaintiffs have filed  
6 a memorandum in support of the proposed affirmance, but Defendant has not filed a  
7 memorandum in opposition and the time allotted for doing so has expired. Rule 12-  
8 210(D)(2) NMRA (requiring a memorandum in opposition to be filed within twenty  
9 days of service of the notice of proposed disposition). Therefore, we affirm for the  
10 reasons stated in the notice of proposed summary disposition.

11 {2} **IT IS SO ORDERED.**

12 \_\_\_\_\_  
13 **M. MONICA ZAMORA, Judge**

14 **WE CONCUR:**

15 \_\_\_\_\_  
16 **JULIE J. VARGAS, Judge**

17 \_\_\_\_\_  
18 **STEPHEN G. FRENCH, Judge**